



RICD 00-21

#3

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of : Schlager et al.

Art Unit: 1645

Appl. No.: 09/961,058

Examiner: Unassigned

Filed: September 24, 2001

Atty. Docket: RICD 00-21

For: "Automated Method of Identifying and Archiving Nucleic Acid Sequences"

# 3/A  
Plunkett  
10/7/02

**Preliminary Amendment and Response to Notice to Comply With  
Requirements for Patent Applications Containing Nucleotide Sequence**

Box Sequence  
Commissioner for Patents  
Washington, D.C. 20231

Sir:

This communication is in response to the "Notice to Comply with Requirements for Patent Applications Containing Nucleotide Sequence" (the Notice) dated March 14, 2002 (copy attached). In the Notice, two distinct items were noted. One item was a failure to comply with the requirements for nucleotide sequences and the other item was the inclusion of non-ASCII files on the compact discs containing the computer program listing appendix. The instant amendment and attached materials address and remedy both items. Preliminary to examination, please amend the application as follows:

**In the Specification:**

Replace the paragraph beginning at page 1, line 10 with the following paragraph:

**--REFERENCE TO COMPUTER PROGRAM LISTING APPENDIX**

A Computer Program Listing Appendix is hereby expressly incorporated by reference. The Computer Program Listing Appendix includes two duplicate compact discs. The files on each compact disc, the date created and the file size in bytes are: